

**CITY OF TAYLORSVILLE  
CITY COMMISSION  
REGULAR MEETING**

**February 2, 2016**

The City of Taylorsville City Commission held a Regular Meeting on February 2, 2016 at 5:00 p.m., at the City Hall Annex.

Present were:

Don Pay, Mayor  
Jack Proctor, Commissioner  
Ellen Redmon, Commissioner  
Kathy Spears, Commissioner  
Beverly Ingram, Commissioner

Staff present:

Steve Biven, City Clerk  
Randy McConnell, Comptroller  
Lisa Ware, Co-Treasurer

Phil Crumpton, Police Chief  
Harold Compton, Public Works Director

Item #1

Mayor Pay called the meeting to order at 5 p.m. with a brief moment of silence and then led the group in a recital of the Pledge of Allegiance.

Item #2 – ***Consent Calendar***

**Motion was made by Commissioner Proctor and seconded by Commissioner Redmon to approve the consent calendar for the month January. Motion carried with a vote of 5-0.**

Item #3- ***Comments by the Mayor***

Mayor Pay had no comments at this time.

Item #4 – ***Report on Meetings Attended by Commission Members***

There were no other meetings attended by commission members.

Item #5 – ***Committee Reports***

a) ***Audit Report (Paul Maddox, Maddox & Associates)***

Mr. Maddox was present to discuss the audit report for the Fiscal Year ended June 30, 2015. The report reflected an unqualified opinion with no adjusting entries. There were also no internal control weaknesses in the report. The biggest change for the city and for every city across the country has been the Pension Liability. Mr. Maddox explained that the CERS (County Employees Retirement System) which the city employees belong to is vastly underfunded and has been for years. Commissioner Proctor stated he thought that an unfunded liability like this

was carried on the balance sheet and asked if this is also on our balance sheet. Mr. Maddox explained that it is not on the fund balance sheet because it is not a current liability. Commissioner Redmon wanted to thank Mr. Maddox for being there to answer any questions that the commission may have had. He has been an excellent guide to them, which leads to such a good report. She appreciated his support of the city. Mr. McConnell added that there were no adjustments to the financials for the pension liability. He also thanked the entire staff for their effort in obtaining this great result. **Motion was made by Commissioner Proctor and seconded by Commissioner Redmon to accept the audit as submitted and to authorize Mayor Pay to sign the approval letter.** Motion carried with a vote of 5-0.

**b) Engineering Projects (Sisler-Maggard Engineering, PLLC)**

Kevin Sisler gave an update on Kings Church Road. There are contractors working on Kings Church/Dale Lane, but the weather has not been very good. They have not been very productive. L&L Excavating has had a problem with a back order on some pipe. Mr. Sisler presented a few bills that needed to be paid. Salmon Construction had one in the amount of \$15,658.26 and SME's part on that is \$2,176.02. Clerk Biven stated that this was for the design part. The inspection part was for \$9,120.95 which brings the total SME bill to \$11,296.97. L&L had a bill in the amount of \$142,756.41, with most of that going for material they had ordered.

**Motion was made by Commissioner Proctor and seconded by Commissioner Spears to approve payment to Salmon Construction in the amount of \$15,658.26.** Motion carried with a vote of 5-0.

**Motion was made by Commissioner Spears and seconded by Commissioner Ingram to approve payment to Sisler-Maggard in the amount of \$11,296.97.** Motion carried with a vote of 5-0.

**Motion was made by Commissioner Redmon and seconded by Commissioner Ingram to approve payment to L&L Excavating in the amount of \$142,756.41.** Motion carried with a vote of 5-0.

Mr. Sisler thanked the Police Chief for his help with the traffic on Dales Lane. The Chief had the State Police there today. The contractor is working on a very dangerous part of the road and he appreciated the help with the traffic.

Mr. Sisler stated that the levee job is completed and they are asking for the retainage they held onto for the contractor in the amount of \$4,309.11 to be paid. **Motion was made by Commissioner Spears and seconded by Commissioner Proctor to release the contractor's retainage in the amount of \$4,309.11.** Motion carried with a vote of 5-0.

Mr. Sisler also discussed the School Annexation. They are working with the school's architect to finalize their sewer design. Mr. Compton has a map showing how they are going to get the sewer from the school to the city's sewer system. Mr. Sisler asked if the commission had found anything out about the road. There have been many conversations in regards to this issue.

Mr. Sisler stated that he had spoken with someone in regards to the lights on the new bridge. He said there is conduit run for lights and there will be a total of three lights on the bridge. He is to find out what type of light is going on the bridge.



**c) *Main Street (Beverly Ingram)***

Ms. Ingram mentioned they have turned in their Main Street certification and they should know something by the end of the month. They are also working on Dinner in the Jail. That will be sometime the last part of April.

**Motion was made by Commissioner Spears and seconded by Commissioner Proctor to approve Ms. Ingram's hours for the month of December. Motion carried with a vote of 4-0 with Commissioner Ingram abstaining.**

**Item #6- *Old Business***

**a) 57 Jefferson Street**

Sandra Stewart was present to discuss the property at 57 Jefferson Street. In the January meeting Ms. Stewart and Ms. McKinley had stated that they thought they had sold the property, but that did not happen. They do have someone else that is buying the property at Jefferson and the house that burned on Garrard Street. Clerk Biven said he has spoken with the person who is interested in buying it and they have stated that they are not sure what they are going to use the property on Jefferson for yet, but that it will be brought up to the inspection code.

Chief Nation has sent a letter to Clerk Biven asking for the city to move forward under the Unsafe Structure Ordinance #86 regarding the property located at 501 Garrard Street. The repairs will exceed the value of the property. After some discussion the commission decided to discuss the issue at the next meeting.

**b) Strategic Plan**

Clerk Biven stated that there will be a meeting on February 4<sup>th</sup> at 5:00 regarding KLC's concept of a Strategic Plan that they want to help the city develop.

**c) Taylorsville Drainage Project Meeting**

Clerk Biven reminded the commission that there will be a meeting on February 9<sup>th</sup> at 5:00. DLZ will be here to discuss the recommendations they had given the commission back in December.

**Item #7 – *New Business***

**a) Department Reports**

**i) Financial Report – Randy McConnell, City Comptroller**

Clerk Biven commended Mr. McConnell and the staff on a great audit and the work they do every day. Mr. McConnell also thanked entire staff for their work. He handed out the overtime report, cash analysis, and deposit collateral analysis. The City is fully collateralized at all three banks. He also said that cash is down a bit due to some Rural Development payments made in January.

**General Fund – Revenues**

**The Fund Balance as of 1/31/2016 is \$809,131. \$161,526 of this amount is for Property Taxes**

Year to Date Insurance Premium Revenue is \$109,454.

Year to Date Occupational License Receipts are \$192,529.

Year to Date Property Taxes net of Discounts are \$161,526.

Year to Date Business Licenses are \$18,875.

#### **General Fund - Expenses**

Year to Date Street Repair and Maintenance Expenses of \$20,269 are \$661 over Budget.

**The Municipal Road Aid Fund Balance is currently \$98,140.**

#### **Water and Sewer Enterprise Fund - Revenues**

Year to Date Water Revenue of \$2,034,548 is \$82,369 under Budget.

Year to Date Meter Set Revenue of \$70,800 is \$34,200 under Budget.

Year to Date Sewer Revenue of \$205,637 is \$303 under Budget.

Year to Date Sewer Impact Fees of 24,000 are \$3,000 over Budget.

#### **Water and Sewer Enterprise Fund - Expenses**

Year to Date Louisville Water Expense of \$723,961 is 5,206 under Budget.

Maintenance and Repairs – Water of \$31,059 is \$4,809 over Budget.

Year to Date Old Sewer Plant Removal Expense is \$143,324.

Year to Date Old Waterline Removal Expense is \$23,008.

McConnell stated that the city has received the check from the insurance company regarding the wrecked truck in the amount of \$25,450. He said Jan did a good job of communicating with Collins on the matter.

#### **ii) Public Safety**

##### **a) Police– Phil Crumpton, Chief**

Chief Crumpton handed out the normal reports, the officers' monthly activity report, the county runs made for the month and the overtime report. He said they had closed 21 of the 66 opened cases from last year. He gave a shout out to Officer Tinsley for helping with an accident on Shelbyville Road. He said there was some overtime due to the weather. Clerk Biven stated that the overtime hours could be reimbursed if the snow event ends up being declared a state of emergency. There were a few business checks in January and only one fingerprinting. Chief Crumpton gave the first quarterly report on the ABC Inspections. It was time for the license renewal. Part of the renewal process is to review their documents, make sure everyone is trained right, and visit the stores and make sure the businesses not only have their city license, but that they have their state license. There was some discussion in regards to the Sunday sales of alcohol. Clerk Biven stated that the county ABC office may make a proposal to contract with Scott Heath to take care of all the administration of the city's ABC. The city would still get all the revenue and it would free up Lieutenant Jewell. Mr. Dale stated that he did not think that the city could do that. He said that it would need to be checked on. Chief Crumpton is going to check on this.



iii) Utility – Harold Compton, Public Works Director

a) Water- Mr. Compton gave an update on the MXUs. The vehicle reading unit should be here sometime this month. The software for the handhelds is here, but there are a couple of boxes that actually go on them that needs to be attached. There will need to be some additional training for that. With the new software, you can actually download a route on the handheld, set it on the dash, follow that route and it will read just like the reader in the truck. It does not work as well because it only holds so much data, but it could do in a pinch. It also gives GPS readings. It can help determine what has been read and what has not.

Clerk Biven gave an update on the Utility Truck Bids. There were two bids submitted by one bidder. One bid was rejected for failing to comply with the requirements as stated in the notice. It did not include the XLT package. He reported the only bid in compliance as follow: 2016 Ford F-350: Obrien Auto Team, \$46,256.11. He stated the commission would need to take some action in regards to this issue.

***THE COMMISSION RECESSED AT THIS TIME.***

Mr. Compton explained the difference between the two bids. The XLT is a heavier truck, the color is ruby red and it will carry four passengers. He recommends the XLT because of these items. **Motion was made by Commissioner Proctor and seconded by Commissioner Redmon to accept the bid on the XLT in the amount of \$46,256.11. Motion carried with a vote of 5-0.**

Mr. Compton said that Rick Hall has looked at the wrecked truck and has found the springs for the suspension that need to be replaced. He had also found the rims to go on it. We had already purchased new tires for it. Mr. Hall is going to fix it enough to get it back on the road.

b) Sewer – Mr. Compton did not have topics to discuss regarding the sewer department.

c) Streets – Clerk Biven stated that the new lights on Main Street and Maple Ave are installed and are working. He asked if any of the commissioners have heard anything from the residents in regards to the lights. **Motion was made by Commissioner Proctor and seconded by Commissioner Ingram to approve the lights on Maple Street and have KU cut off the overhead lights that were already on. Motion carried with a vote of 5-0.**

Mr. Compton commended the employees that assisted with the snow removal. They worked a lot of hours.

Mr. Compton also mentioned the Class D program. He said the city needed to get their name on the list so they can get some Class Ds this year. He also said the city needed to decide if they would like to have them on weekdays or weekends. They would prefer for us to use them on weekdays, so that we would have them for the entire five days. Mr. Compton is to see about getting two guys for the summer and starting them the first of March.

b) General Government

This item was discussed earlier in the meeting.

c) Other New Business

i) Planning & Zoning and Board of Adjustments Member Terms

Clerk Biven stated that our motions to appoint people to the Board of Adjustments and Planning & Zoning are not consistent. Mr. Dale said that there is a 4 year term from the time they are appointed. Clerk Biven is asking the commission to verify the length of term of the members of these boards and bring them into line with the appropriate KRS. **Motion was made by Commissioner Spears and seconded by Commissioner Redmon to comply with KRS and to make the terms four years from the date they are appointed. Motion carried with a vote of 5-0.**

Item #8- ***Legal – John Dudley Dale***

There was nothing to discuss in regards to this topic.

Item #9- ***Elected Officials' Comments***

Commissioner Proctor thanked the guys that worked during the snow. They did a nice job.

Mayor Pay also said the guys did a great job working during the snow.

Commissioner Redmon thanked the guys and also thanked all the staff for the audit and for the excellent job they do.

***EXECUTIVE SESSION***

Item #10

**Motion was by Commissioner Proctor and seconded by Commissioner Ingram to Adjourn to Executive Session Pursuant to KRS 61.815, notice is given for the need of a closed session to discuss the following:**

Proposed and Pending Litigation, KRS 61.810(1) (c).

- 1) To discuss pending litigation of Klotz v. Shular et al.
- 2) To discuss pending litigation of Trageser v City of Taylorsville
- 3) Open records request of Lawrence Trageser
- 4) Open Records Request of Evelyn McKemie

These matters need to be discussed in closed session to protect attorney legal opinions including strategy, tactics etc.

Discussions or hearings which might lead to the appointment, discipline, or dismissal of an individual employee KRS 61.810(f).

These matters need to be discussed in closed session to protect confidentiality.



Mayor Pay stated that a place needs to be provided for the folks that are here while the commission is in executive session.

**Motion carried with a vote of 5-0.**

***RETURN TO OPEN SESSION***

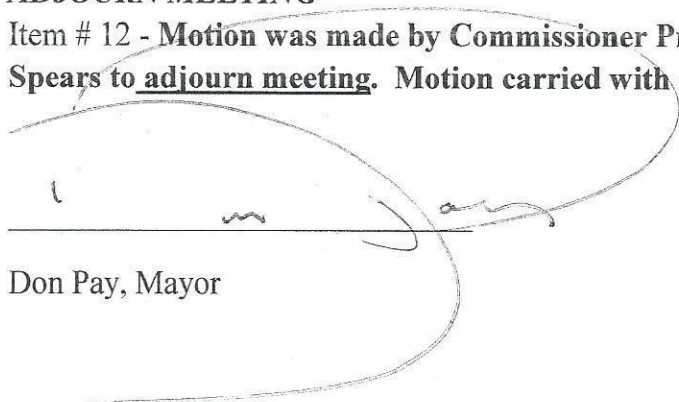
Item # 11 - Motion was made by Commissioner Proctor and seconded by Commission Ingram to return to open session. Motion carried with a vote of 5-0.

Motion was made by Commissioner Spear and seconded by Commissioner Ingram to extent health insurance coverage to Chris Vires until the March 1st meeting. Motion carried with a vote of 5-0.

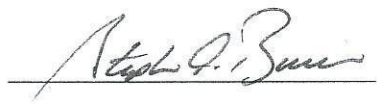
Motion was made by Commissioner Redmon and seconded by Commissioner Proctor to appeal Attorney General ruling 16 ORD 5 to Spencer County Circuit Court. Motion carried with a vote of 5-0.

***ADJOURN MEETING***

Item # 12 - Motion was made by Commissioner Proctor and seconded by Commissioner Spears to adjourn meeting. Motion carried with a vote of 5-0.



Don Pay, Mayor



Stephen A. Biven, City Clerk